



10 OCT 21 P1:45

## STATE PROCUREMENT OFFICE

NOTICE OF AMENDMENT TO EXEMPTION FROM CHAPTER  
103D, HRS, CONTRACTSTATE PROCUREMENT OFFICE  
STATE OF HAWAII

1. TO: Chief Procurement Officer
2. FROM: Natural Energy Laboratory of Hawaii Authority  
Department/Division/Agency

3. Name of Contractor: Makai Ocean Engineering Inc.

4. P.E. Reference No. 10-039-K

## 5. Description of goods, services, or construction:

Engineering services to plan, design and project manage the repair work to fix the 40" pipeline at 450 feet depth.

## 6. Scope of work for the contract is revised as follows:

The scope of work remains unchanged. Contract price remains unchanged. The original exemption was set to terminate on 10/31/10. The term of the exemption needs to be extended to 2/28/2013 to allow for completion of contract and the project. It is expected that the contract will need to be extended through 2/28/2013 to accommodate project management for the repair.

Original Contract Price: \$287,147.00

Amended Contract Price:  
\$287,147.00

## 7. Reason: This / These amendment(s) are necessary because:

Contract #59235 with the Contractor was executed with delays. A Notice to Proceed was issued with a time of performance ending on 3/23/2012. Although plans and designs shall be completed much sooner, additional time must be allocated to secure funds and go out for competitive bid for the repair work itself.

8. Direct questions to: Ronald N. Baird

Phone: 808-329-7341 X225

Agency shall ensure adherence to applicable administrative and statutory requirements.

9.

*Pursuant to § 103D-102, HRS, and § 3-120-5, HAR, I certify that the information provided above is, to the best of my knowledge, true and correct*

OCT 20 2010

Department Head

Date

Reserved for SPO Use Only

10. Date Posted: 11/15/2010

11. Submit written objections to this notice of intent to amend a procurement exemption contract within seven calendar days or as otherwise allowed from the above posted date to:

Chief Procurement Officer  
State Procurement Office  
P.O. Box 119  
Honolulu, Hawaii 96810-0119

Chief Procurement Officer's Comments:

SEE ATTACHED CPO COMMENTS

12. ☒ APPROVED ☐ DISAPPROVED

Chief Procurement Officer

Date

13. P.E. No.

10039-K  
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CPO COMMENTS:

This approval is conditioned on the following:

- NELHA's representation that this vendor possesses the necessary expertise to plan; design and project manage the repair work of the 40" deep seawater pipeline based on their prior experience and inspections.
- Over a three year period, the agency has requested three extensions due to numerous delays by either the contractor or agency staff. Unless due to unforeseen, extenuating circumstances, this will be the last extension request granted for this project.
- Contract shall not exceed 2/28/13.

This approval is for the solicitation process only, HRS section 103D-310(c) and HAR section 3-122-112, shall apply. This award is required to be posted on the Awards Reporting System.